

JAN 11 2007

ROBERT H. STEINWELL, CLERK
BY uh DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

JOHN A. WIMBERLY

CIVIL ACTION NO. 06-1118

VS.

SECTION P

CRAIG PEARCE, ET AL

JUDGE TRIMBLE

MAGISTRATE JUDGE WILSON

J U D G M E N T

There being no objection to the proposed findings of fact and conclusions of law in the Report and Recommendation of the Magistrate Judge previously filed herein these findings and conclusions are accepted. Alternatively, this court concludes that the proposed findings and conclusions are entirely correct. Accordingly, it is

ORDERED that plaintiff's civil rights complaint be **DENIED AND DISMISSED WITH PREJUDICE** as frivolous and for failing to state a claim upon which relief can be granted in accordance with 28 U.S.C.1915A(b)(1).

THUS DONE AND SIGNED, in chambers, in Lake Charles, Louisiana, on this 11th day of January, 2007.

James T. Trimble, Jr.
JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT JUDGE